

US DISTRICT COURT
COUNTY OF

OF THE SOUTHERN DISTRICT OF NEW YORK

AFFIDAVIT OF SERVICE

PEGGY FARGANIS

ATTORNEY: BERGSTEIN

FF/INDEX #:

07 CIV 11490

DATE FILED:

DOCKET #:

- AGAINST -

Plaintiff(s)/Petitioner(s)

DENNIS BARNETT, KENNETH BYRNES, DANIEL THORSON, SUED IN THEIR
INDIVIDUAL CAPACITIES

Defendants(s)/Respondent(s)

COURT D/T:

AMOUNT:

STATE OF NEW YORK COUNTY OF ORANGE ss:

THE UNDERSIGNED DEPONENT BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER
THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 12/28/07

at 2:10 PM

at TOWN OF MONTGOMERY POLICE DEPARTMENT
110 BRACKEN ROAD, MONTGOMERY, NEW YORK 12549

deponent served the within SUMMONS IN A CIVIL CASE, COMPLAINT, ELECTRONIC PROCEDURES FOR CASE FILING & INDIVIDUAL
PRACTICES & PROCEDURES OF JUDGE BRIEANT

on KENNETH BYRNES, sued in his individual capacity

therein named

SUITABLE AGE



By delivering a true copy thereof to and leaving with MRS. POST - CO-WORKER
a person of suitable age and discretion, the said premises being the defendants - respondents



dwelling place



place of business



last known address

within the State of New York



AND AT THE SAME TIME PAYING IN ADVANCE

THE AUTHORIZED FEE

DESCRIPTION

Deponent describes the individual served as follows:

FEMALE WHITE SKIN BLOND HAIR 55 YRS. 5'6" 155 LBS.

Other identifying features:

MAILING



Deponent completed said service under the last two sections by depositing a copy of the above named process
in a postpaid properly addressed envelope in an official depository under the exclusive card and custody of the
United States Post Office in the State of New York, addressed to the defendant in an envelope bearing the legend
"Personal and Confidential" and not indicating on the outside of the envelope that the communication is from an attorney

Mailed on: 12/31/07



at his last known residence



at his place of business



at his last known address

Address confirmed by:

MILITARY
SERVICE

I asked the person spoken to whether defendant was in active military service of the United States or of the state of
New York in any capacity whatever and received a negative reply. Defendant wore ordinary civilian clothes and no
military uniform. The source of my information and the grounds of my belief are the conversations and observations
above narrated.

Upon information and belief I aver that the defendant is not in the military service of New York State or of
the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on: 12/31/07


MIKE RENNA

JOHN GOULD
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES JULY 15, 20__
01G05013764

JOANN JOHNSON
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES AUGUST 15, 20__
01J05031856

KATHLEEN GOULD
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES NOVEMBER 30, 20__
4632958